

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LEO SYNORACKI, on behalf of himself and all
others similarly situated

Plaintiff,

v.

ALASKA AIRLINES, INC., *et al.*,

Defendants.

No. 2:18-cv-01784-RSL

**STIPULATED MOTION AND
ORDER EXTENDING TIME**

I. INTRODUCTION

The parties, by and through their undersigned counsel, jointly submit this stipulated motion to extend Plaintiff's deadline to file his response (the "Response") to Defendants' Motion for Summary Judgment (Dkt. No. 49) (the "Motion"), currently due November 30, 2020, to December 14, 2020 and for Defendants' Motion, currently noted for December 4, 2020, to be noted for consideration on January 8, 2020, with Defendants' reply in support of that Motion to be filed by that date. Good cause exists for this extension in light of the professional commitments and scheduling conflicts of the parties' counsel, including pre-planned travel during the holidays.

The parties also submit this stipulated motion to extend the other deadlines in this litigation by 90 days. The parties stipulate that an extension of these deadlines is necessary to provide this Court time to rule on Defendants' summary judgment motion.

II. STATEMENT OF FACTS

This is a civil class action brought pursuant to the Uniformed Services Employment and Reemployment Rights Act of 1994, 38 U.S.C. § 4301 *et seq.* On May 22, 2020, this Court certified two classes of Alaska Airlines, Inc. ("Alaska") pilots who did not accrue sick or vacation time

1 while on periods of military leave.

2 This case was filed in December 2018. Trial is set for February 1, 2021. Defendants filed
3 the Motion on November 9, 2020, which is currently noted for a hearing on December 4, 2020,
4 and with Plaintiffs' Response currently due November 30, 2020.

5 **III. ARGUMENT**

6 The Court may extend a party's deadline to respond to a motion where good cause exists.
7 Fed. R. Civ. P. 6(b)(1)(a); *Ahanchian v. Xenon Pictures, Inc.*, 624 F.3d 1253, 1259 (9th Cir. 2010)
8 ("[R]equests for extensions of time made before the applicable deadline has passed should
9 normally . . . be granted in the absence of bad faith on the part of the party seeking relief or
10 prejudice to the adverse party.") (internal quotation marks omitted).

11 The parties stipulate that good cause exists to extend Plaintiff's time to respond to
12 Defendants' Motion and Defendants' time to file their reply because of the parties' other
13 professional commitments and scheduling conflicts during this time period, including pre-planned
14 travel over the holidays during that time. Moreover, the parties stipulate that good cause exists to
15 extend the other pretrial deadlines in this matter to provide this Court time to review and rule on
16 Defendants' Motion, which seeks to dismiss all claims brought by Plaintiff and the classes in this
17 case. Therefore, good cause exists to amend the remaining pre-trial order as follows:

	<u>Current Deadline</u>	<u>Proposed Deadline</u>
All motions in limine must be filed by and noted on the motion calendar no earlier than the second Friday thereafter. Replies will be accepted.	December 29, 2020	April 8, 2021
Agreed pretrial order due	January 18, 2021	April 19, 2021
Trial briefs, proposed voir dire questions, proposed jury instructions, and trial exhibits due	January 27, 2021	April 27, 2021
Trial date	February 1, 2021	May 3, 2021

25 This is the second request by the parties for an extension of the post-discovery deadlines.
26

IV. CONCLUSION

For these reasons, the parties respectfully move the Court to extend Plaintiff's time to file a Response to Defendants' Motion from November 30, 2020 to December 14, 2020, to notice Defendants' Motion for January 8, 2020, and to extend all other deadlines in this matter by 90 days.

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ORDER

Based on the foregoing stipulation, the Court ORDERS that Plaintiff's time to file a response to Defendants' Motion for Summary Judgment (Dkt. No. 49) is extended from November 30, 2020 to December 14, 2020, Defendants' Motion for Summary Judgment shall be noticed for January 8, 2021 and Defendants shall file their reply in further support of this motion by this date, and all other deadlines in this matter shall be extended by 90 days, as set forth below:

	<u>Current Deadline</u>	<u>New Deadline</u>
All motions in limine must be filed by and noted on the motion calendar no earlier than the second Friday thereafter. Replies will be accepted.	December 29, 2020	April 8, 2021
Agreed pretrial order due	January 18, 2021	April 19, 2021
Trial briefs, proposed voir dire questions, proposed jury instructions, and trial exhibits due	January 27, 2021	April 27, 2021
Trial date	February 1, 2021	May 3, 2021

Dated this 16th day of November, 2020.



The Honorable Robert S. Lasnik
United States District Court Judge